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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----x
Martin Abraham,

Plaintiff,

-against-

Capital One Bank (USA), N.A., and
Pressler & Pressler LLP,

Defendants.
-----x

Case No. 1:11-cv-01368
(BSJ)(HBP)

STIPULATION AND ORDER

USDC SDNY
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DOC #:
DATE FILED: 3/29/11

WHEREAS, the Amended Complaint in the above-referenced action was filed on
March 11, 2011;

WHEREAS, service was effected on at least one defendant on March 15, 2011;

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned
attorneys for Plaintiff and for Defendant Capital One Bank (USA), N.A., that the time within
which Defendant Capital One Bank (USA), N.A. may move, answer or otherwise respond to the
Complaint, is hereby extended by twenty-one (21) days from March 29, 2011 to and including
April 19, 2011.

No provision of this Stipulation and Order shall be construed as a waiver of, and
Defendant Capital One Bank (USA), N.A., expressly reserves, any and all defenses.

There has been no previous request for extension of time in connection with this matter.

Dated: March 28, 2011
New York, New York

THE LAW OFFICES OF SHIMSHON
WEXLER, PC

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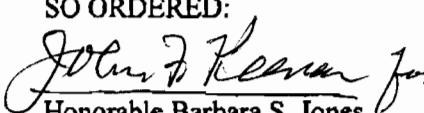
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*Attorneys for Defendant
Capital One Bank (USA), N.A*

SO ORDERED:


Honorable Barbara S. Jones
United States District Judge.

for 3/29/11